

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-third Legislature Second Regular Session - 2016

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 412

BY JORDAN

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-3726, IDAHO CODE, TO PROVIDE FOR  
THE TUITION STABILIZATION ACCOUNT IN THE HIGHER EDUCATION STABILIZA-  
TION FUND.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 33-3726, Idaho Code, be, and the same is hereby  
amended to read as follows:

33-3726. HIGHER EDUCATION STABILIZATION FUND. There is hereby created  
in the state treasury a fund to be known as the higher education stabiliza-  
tion fund. The higher education stabilization fund shall consist of ~~three~~  
four (34) separate accounts as follows:

(1) An account designated the strategic interest account shall consist  
of interest earnings from the investment of moneys deposited with the state  
treasurer into unrestricted current fund 0650-00, as designated by the state  
controller in the statewide accounting and reporting system. Annually on  
July 1, or as soon thereafter as is practicable, the state controller shall  
transfer such interest earnings to the strategic interest account. All mon-  
eys so transferred shall be expended for the maintenance, use and support  
of institutions that have deposited moneys into unrestricted current fund  
0650-00. All such expenditures shall be subject to legislative appropria-  
tion. Institutions shall receive a pro rata share of a legislative appro-  
priation based upon the amount of moneys any such institution has deposited  
into unrestricted current fund 0650-00 in the current fiscal year compared  
to the total amount deposited by all institutions in the current fiscal year.  
Interest earned from the investment of moneys in the strategic interest ac-  
count shall be retained in the strategic interest account.

(2) An account designated the surplus stabilization account shall  
consist of any other moneys made available through legislative transfers,  
appropriations or otherwise provided by law, or from any other governmen-  
tal source. All such moneys shall be expended for the maintenance, use and  
support of institutions named in section 33-3803, Idaho Code. Such expendi-  
tures shall be made subject to legislative appropriation to the state board  
of education for college and universities. Distribution of such moneys to  
institutions shall be based upon the state board of education's established  
practices for the allocation of moneys to such institutions. Interest  
earned from the investment of moneys in this surplus stabilization account  
shall be retained in this surplus stabilization account.

(3) An account designated the surplus stabilization account for East-  
ern Idaho Technical College, North Idaho College, College of Southern Idaho  
and College of Western Idaho shall consist of any other moneys made available  
through legislative transfers, appropriations or otherwise provided by law,  
or from any other governmental source. All such moneys shall be expended for

1 the maintenance, use and support of Eastern Idaho Technical College, North  
2 Idaho College, College of Southern Idaho and College of Western Idaho. Such  
3 expenditures shall be made subject to legislative appropriation to Eastern  
4 Idaho Technical College, through the appropriation to the division of pro-  
5 fessional-technical education, and to the community colleges. Distribution  
6 of such moneys shall be based upon established practices for the allocation  
7 of moneys to Eastern Idaho Technical College through the division of profes-  
8 sional-technical education, or the state board of education's established  
9 practices for the allocation of moneys to the community colleges. Interest  
10 earned from the investment of moneys in this surplus stabilization account  
11 shall be retained in this surplus stabilization account.

12 (4) An account designated the tuition stabilization account shall be  
13 credited all moneys remitted pursuant to this subsection, from donations or  
14 from any other source. The state controller shall annually transfer moneys  
15 from the budget stabilization fund to this tuition stabilization account  
16 subject to the provisions of this subsection. If the state controller cer-  
17 tifies that the receipts to the budget stabilization fund for the fiscal  
18 year just ending have reached at least four hundred twenty million dollars  
19 (\$420,000,000), then the state controller shall transfer one-tenth of one  
20 percent (0.1%) of all budget stabilization fund collections in excess of  
21 four hundred twenty million dollars (\$420,000,000) to this tuition stabi-  
22 lization account. The state controller shall make the transfers in four (4)  
23 equal amounts during September, December, March and June of the next fiscal  
24 year. All interest earned on the investment of moneys in this account shall  
25 be retained in this account. Moneys in this tuition stabilization account  
26 may be expended only to supplement general fund appropriations to Idaho  
27 public four (4) year institutions of higher education for the purpose of sta-  
28 bilizing tuition costs of resident undergraduate students. Any increase in  
29 resident undergraduate tuition at any such institution of higher education  
30 in any given year should be limited to a percent not to exceed the increase in  
31 the three (3) year rolling average of the state's median family income.